

RESPONSE TO RESTRICTION REQUIREMENT

Serial No. 10/713,386

Filing Date: November 13, 2003

Title: CARDIAC VALVE PROCEDURE METHODS AND DEVICES

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Dkt.: P-23277.01

Remarks

The Office Action identified two distinct inventions:

Group I. Claims 1-4 drawn to a method; and

Group II. Claims 5-11 drawn to a device.

Applicants herein elect Group II without traverse.

A further election of species requirement was set forth in the office action. The election of species is traversed. The traversal is based upon applicant's submission that the election of species is unclear. Typically, elections of species require an applicant to choose among figures in an application. In this case, two species are vaguely described. The description of the species found in the office action is legally insufficient and should be withdrawn. As best understood, applicant elects the species that corresponds to claims 5-11. As a result, the election of species requirement appears moot.

Further, Applicants believe that generic independent claims exist in this case that are allowable. As such, applicants are entitled to recapture a reasonable number of species. Two species is a reasonable number of species.

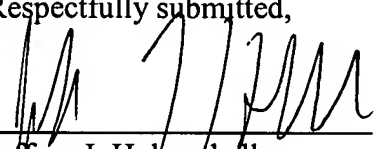
A petition for a one-month extension of time and a supplemental information disclosure statement accompany this response.

If necessary, please charge any additional fees or credit overpayment to Deposit Account No. 13-2546.

Respectfully submitted,

Date: May 10, 2007

By


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